

# EXHIBIT 49

Hunters Capital, LLC v. City of Seattle

30(b)(6) and Individual Deposition of Samuel Zimbabwe

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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

HUNTERS CAPITAL, LLC, et al., )  
Plaintiff, )  
vs. ) No. 20-cv-00983-TSZ  
CITY OF SEATTLE, )  
Defendant. )

VIDEOTAPED VIDEOCONFERENCE 30(b)(6) AND INDIVIDUAL  
DEPOSITION UPON ORAL EXAMINATION OF  
CITY OF SEATTLE  
(SAMUEL ZIMBABWE)

Seattle, Washington

(All participants appeared via videoconference.)

DATE TAKEN: OCTOBER 28, 2021  
REPORTED BY: CINDY M. KOCH, RPR, CRR, CCR #2357

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ALSO PRESENT: CATHY ZAK, videographer  
Buell Realtime Reporting, LLC

\* \* \* \* \*

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1 SEATTLE, WASHINGTON; OCTOBER 28, 2021  
2 9:05 a.m.  
3 -o0o-

4 THE VIDEOGRAPHER: Good morning. This is  
5 the deposition of Samuel Zimbabwe in the matter of  
6 Hunters Capital, LLC, et al., v. City of Seattle, Case  
7 No. 20-cv-00983, in the United States District Court,  
8 Western District of Washington, at Seattle, and was  
9 noticed by Calfo Eakes.

10 The time now is approximately 9:05 a.m. on this  
11 28th day of October, 2021, and we are convening via  
12 Buell Virtual Depositions.

13 My name is Cathy Zak, from Buell Realtime  
14 Reporting, LLC, located at 1325 4th Avenue, Suite 1840,  
15 in Seattle, Washington 98101.

16 Will counsel please identify themselves for the  
17 record.

18 MR. WEAVER: This is Tyler Weaver, for the  
19 plaintiffs, from Calfo Eakes. And with me I have Gabe  
20 Reilly-Bates, who is also participating, is online  
21 today.

22 MR. CRAMER: And Shane Cramer, Harrigan  
23 Leyh, on behalf of the Defendant City of Seattle.

24 THE VIDEOGRAPHER: Thank you. The court  
25 reporter may now swear in the witness.

1 (Pages 1 to 4)

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1 **Q. Are you aware that there were -- that the**  
 2 **police department and the fire department had certain**  
 3 **policies about not going into the area except for**  
 4 **certain reasons?**

5 MR. CRAMER: Objection. Form.

6 A. Yeah, I wasn't aware of -- of that. My  
 7 conversations with Chief Scoggins centered on -- on  
 8 how -- how they would respond to various emergencies,  
 9 and where fire trucks and ambulances would have to  
 10 access the area.

11 BY MR. WEAVER:

12 **Q. Were there lanes that you felt were opened up**  
 13 **so that they could -- so that the fire department could**  
 14 **access the area completely at any time during June 2020,**  
 15 **from June 8th through July 1st?**

16 MR. CRAMER: Objection. Form.

17 A. Can I -- can I clarify your question?

18 BY MR. WEAVER:

19 **Q. Sure.**

20 A. Are you asking, were there -- did we have an  
 21 understanding of how Fire would respond to incidents?

22 **Q. Was it your understanding that Fire would**  
 23 **respond to incidents, and they had room to do so, during**  
 24 **the entire period of June 9th through July 1, 2020, in**  
 25 **the area in and around the East Precinct and Cal**

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1 **Anderson Park?**

2 A. From a physical access perspective, from how we  
 3 set our traffic control, how we worked for -- to provide  
 4 street access, the physical -- I think the physical  
 5 features that would be necessary for a fire truck or an  
 6 ambulance to access the area were provided.

7 **Q. After June 17, 2020, you mean?**

8 A. I think even before -- before that. There  
 9 were -- you know, there were still -- you know,  
 10 12th Avenue had access. As I mentioned, I believe that  
 11 traffic services were provided each and every day.  
 12 Those same -- you know, trash truck and a fire truck  
 13 have similar clearance requirements in terms of getting  
 14 into a -- to an area to access.

15 **Q. What do you know about what was required to get**  
 16 **trash access into the area on any particular day in**  
 17 **June of 2020?**

18 A. That's outside of SDOT's area of  
 19 responsibility, trash collection, so that's really a --  
 20 a question that SPU would have to speak to.

21 **Q. Okay. And what do you know about what SPU had**  
 22 **done with dumpsters during this time period of June 9th**  
 23 **to July 1, 2020?**

24 A. You know, I -- I was aware of some -- some  
 25 modifications that they'd made, but I couldn't speak to

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1 specifics.

2 **Q. Do you know anything specific about the trash**  
 3 **collection in the area in and around Cal Anderson Park**  
 4 **from June 9th to July 1, 2020?**

5 A. I -- I don't. You know, my conversations  
 6 with -- with Mami Hara were focused on making sure that  
 7 we could do that. And -- and as we talked about the  
 8 traffic patterns, it was my understanding that they --  
 9 that they could use those traffic patterns and respond  
 10 and make trash collection.

11 **Q. Okay. But you don't know specifically what**  
 12 **happened; is that right?**

13 A. No.

14 **Q. Okay.**

15 MR. CRAMER: We've been going for about an  
 16 hour. I don't know if you're at a --

17 MR. WEAVER: Yeah, we have. If you want to  
 18 take another ten minutes.

19 MR. CRAMER: Sure.

20 MR. WEAVER: All right.

21 THE VIDEOGRAPHER: Going off the record.  
 22 The time is approximately 11:13 a.m.

23 (Recess from 11:13 a.m. to 11:23 a.m.)

24 THE VIDEOGRAPHER: We are back on the  
 25 record. The time is approximately 11:23 a.m.

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1 (Exhibit No. 7 marked.)

2 E X A M I N A T I O N (Continuing)

3 BY MR. WEAVER:

4 **Q. All right. I am going to bring another**  
 5 **document into the chat in a second here. This will be**  
 6 **Exhibit 7.**

7 **Let me know when you have it up.**

8 A. I have it up.

9 **Q. Okay. So first of all, do you recognize this**  
 10 **document?**

11 A. Yes. I believe this is an email from Laurel  
 12 Nelson, who was acting director of Office of Emergency  
 13 Management, including myself and a number of other  
 14 cabinet members.

15 **Q. Okay. Around this time, June 9th, June 10th,**  
 16 **June 11th, were you involved in regular cabinet meetings**  
 17 **with the mayor's office and other department heads?**

18 A. Yes.

19 **Q. Okay. And about how frequently were you having**  
 20 **these meetings in that time period?**

21 A. They were -- they would be pretty frequent. I  
 22 think they were somewhat regular. Then we would have  
 23 some -- sometimes when -- it wasn't -- wasn't daily  
 24 always, but there would be some -- some times when it  
 25 was multiple times a day, even.

21 (Pages 81 to 84)

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**Q. And so that continued throughout June of 2020?**

A. Yes.

**Q. What was your understanding of the purpose of these meetings?**

A. The purpose of these meetings was to share information and really report out on -- on what activities were going on among -- among all the departments that were responding, and to make sure that there was understanding with the -- with the mayor's office, as well, about what was -- what was happening.

**Q. Okay. So do you recall being in any meetings in which Mayor Durkan, herself, participated during June 9th to July 1, 2020?**

A. Yes, I do.

**Q. Okay. About how many times do you think that was?**

A. You know, I -- I couldn't -- I don't remember that with that specificity. It was certainly not every -- every meeting that we would have. And, you know, these meetings are very similar to the way that we respond to any kind of citywide emergency, a snowstorm or, you know, things of that nature. So it's a very typical operational strategy that we have as a city. And that includes times when the mayor joins those conversations as well.

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**Q. Sure. Can you give me an estimate of how many times you talked to the mayor about things related to the protests and the CHOP area between June 9th and July 1, 2020?**

A. I would say maybe around a dozen times, if I had to -- if I had to put a number on it.

**Q. Okay. Did you ever talk to the mayor directly, one-on-one, at any point?**

A. I did.

**Q. Okay. What -- what did you talk about with the mayor when you met?**

A. The few times that I talked to her directly were around the specific SDOT-related actions that we were taking. So I believe on the -- the morning of June 16th, I think I spoke directly with her.

There were, you know, a couple of times when we were taking some of those direct actions with, you know, installing the ecology blocks or as -- and when we got to the point of removing them, I did speak directly with the mayor.

**Q. Okay. Just to let her know what was going on and what was the plan?**

A. Yes.

**Q. Okay. Do you recall what her reactions were, for example, about the plan on June 16th?**

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A. You know, I think specifically on June 16th, it was -- it was really status updates of when -- when things were going to be happening and when -- when we were -- when we were going to be operating. I don't -- I don't recall her reaction to the -- to the plan.

**Q. Okay. How about, what were your conversations with her later on, after June 16th, about what SDOT was doing in the area?**

A. You know, I think we were -- we were continuing to -- to keep her abreast of what -- what activities were. I did participate in some of the -- there was, like, conversations about where -- you know, where things were going, what the -- you know, what -- what our activities as a city were. And those tended to be these larger group conversations.

**Q. Okay. Do you recall talking to her, yourself, about what you'd been hearing from residents and businesses in the area?**

A. I don't.

**Q. Okay. Do you recall communicating that to anybody in the mayor's office, what you'd been hearing?**

A. I know I probably did. There were probably some -- there were some -- some group discussions along with Chief Scoggins and -- and Mami Hara, where we were relating our -- our series of conversations. I don't

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know if I recall specifics of -- of when and how.

**Q. So let's go -- let's go to Exhibit 7. And do you happen to recall whether there was a phone call of the cabinet at 6:00 a.m. on June 10th?**

A. Yes, I believe there was.

**Q. Okay. And was it your understanding that Laurel Nelson was taking notes of those meetings and then distributing them at that time?**

A. Yes.

**Q. Okay. So I'd like you to go to Page 2 of this document. I want to ask you about a few things on it.**

**So in the middle in a larger font, it says, "Overall Objectives: Continuing the existing footprint of peaceful demonstration and rights."**

**Do you see that?**

A. Yes.

**Q. Okay. Do you recall a discussion about that during this cabinet meeting on June 10th?**

A. I -- I do. I mean, this -- these notes sort of reflect that, but yes. The -- there was sort of a -- a -- this was the day after that June 9th date of -- of being there.

And so at that point, you know, there was a sort of regular -- there was a group of people who were pretty committed to staying in front of the East

22 (Pages 85 to 88)

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1 **Q. There were some barriers around there too, as**  
 2 **well, right, in the road?**

3 A. I think there were some barriers at that point  
 4 on the -- on the road. But the -- but the trash trucks  
 5 were moving through, so I -- and the trash trucks had to  
 6 get to that same alley.

7 **Q. Okay. So you don't know whether or not -- with**  
 8 **regard to trash trucks, whether there had to be**  
 9 **negotiated entries at various barriers, do you?**

10 A. I don't.

11 **Q. Okay.**

12 A. I don't. I wasn't part of that.

13 **Q. Okay. I think we established before, you don't**  
 14 **know how the trucks got in and out of the area; correct?**

15 A. That's correct.

16 **Q. Okay. So you would agree that there were a lot**  
 17 **of people in the streets on the 9th, the 10th, and the**  
 18 **11th, in and -- inside and outside the barriers that had**  
 19 **been put up; is that correct?**

20 MR. CRAMER: Objection. Form.

21 A. Yeah, the -- and again, I'd say at this point  
 22 that, when we talk about barriers, it was -- the  
 23 protesters had moved various things into creating  
 24 barricades. This was before the City, SDOT, created a  
 25 regular traffic pattern between protesters and -- and

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1 vehicles.

2 BY MR. WEAVER:

3 **Q. Okay.**

4 A. Yeah.

5 **Q. So you say regular traffic pattern. So even --**  
 6 **you're talking about after June 16th and June 17th;**  
 7 **right?**

8 A. Yes.

9 **Q. Okay. So the -- the area we had talked about**  
 10 **earlier was local access only; correct?**

11 A. Yes.

12 **Q. There were signs up saying "Local access only"?**

13 A. Yes.

14 **Q. And there were -- there were still lanes of**  
 15 **traffic blocked off; is that correct?**

16 A. There were -- on -- in certain places, yes,  
 17 there were.

18 **Q. Okay. And the protesters were periodically**  
 19 **moving barriers, especially at night, to areas where**  
 20 **they had not previously been put; is that correct?**

21 A. That was -- yes. That was my experience.

22 **Q. And -- lost my train of thought. Sorry.**

23 **But you -- you considered that to be regular**  
 24 **access to the area?**

25 A. You know, I think my goal in -- in -- over the

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1 course -- between the 9th and when -- until we got to  
 2 the 16th, was to try to find a way for there to be  
 3 regular access. Was there unimpeded, 24/7, complete,  
 4 you know, normal access? I -- I don't -- I think it  
 5 was -- it was a more fluid situation on the ground than  
 6 that.

7 I think that there were -- my goal, in talking  
 8 with protesters, in trying to move barricades, in trying  
 9 to set up what we eventually did install on the 16th,  
 10 was to preserve those important property access, goods  
 11 movement, service -- services, and have a -- a sort of  
 12 predictable, regular pattern that people could know what  
 13 to expect when they -- when they came to that area.

14 Because it was -- you know, it was -- before  
 15 that point, on the 16th, it was -- it was sort of  
 16 constantly changing, and it was hard to know, as a  
 17 resident, as a business, exactly what to expect.

18 That said, I don't know that -- I don't -- I  
 19 don't know personally that people didn't have access.  
 20 I -- it just wasn't -- it wasn't what I would consider  
 21 to be regular and sort of typical of how we would -- we  
 22 would set that up if it was a -- a -- an ongoing  
 23 activity.

24 **Q. Okay. And even with the barriers that had been**  
 25 **put in place, protesters were still periodically in the**

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1 **streets outside the area that had been designated by**  
 2 **the -- by the eco barriers; is that right?**

3 MR. CRAMER: Objection. Vague.

4 A. There were -- there were a lot of people there  
 5 at various points especially. And so -- I mean, the --  
 6 there were people that would be walking or -- but, you  
 7 know, people are also sort of allowed to cross the  
 8 street in various places. Once the signals weren't  
 9 operating, people can cross in the midpoint of the  
 10 block. It's not -- it's not jaywalking at that point.

11 So yeah, there were people -- there were a lot  
 12 of people there at various points, and there were people  
 13 sort of in -- in various places. I'd say once we had  
 14 a -- a more regular traffic pattern, it was -- it was --  
 15 it was more predictable for how it -- how it was all  
 16 operating. But it was a -- you know, it was a pretty --  
 17 it was a pretty fluid situation for, I'd say, the whole  
 18 month of June, or in that area.

19 BY MR. WEAVER:

20 **Q. Okay. Just as an example, you mentioned a**  
 21 **press conference that you were at with Carmen Best.**  
 22 **Do you recall talking about that?**

23 A. I was -- I was nearby. I wasn't --

24 **Q. Okay.**

25 A. -- with her. She -- she talked to the -- she



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1 BY MR. WEAVER:

2 **Q. Technology. You gotta love it.**

3 **All right. Exhibit 12 I've dropped into the**  
 4 **chat. And it looks like the second email down is an**  
 5 **email from you to various people, dated June 18, 2020.**

6 **Do you see that?**

7 A. Yes.

8 **Q. And was this an update that you drafted to send**  
 9 **to these people?**

10 A. Was this an update that I drafted --

11 **Q. Did you personally -- did you personally write**  
 12 **this email?**

13 A. I did.

14 **Q. Okay. And who was the -- just generally, who**  
 15 **is the group that you were sending this to, and why were**  
 16 **you sending it to them?**

17 A. So this is a group that constitutes our -- our  
 18 labor representation within SDOT. So the -- the union  
 19 representation that represents S- -- represents SDOT  
 20 staff, and my executive leadership team, so the team --  
 21 so my deputies, chief of staff, and head of -- of HR  
 22 and -- and then people in culture, that we -- since the  
 23 start of the pandemic, we started meeting very regularly  
 24 with the -- with our labor partners because we had a lot  
 25 of operational issues and challenges that we needed to

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1 have sort of more consistent broad communication than we  
 2 had previously. So we -- we would -- we were meeting  
 3 first every week, and then we moved to biweekly  
 4 around -- around June.

5 **Q. Okay. So in this particular update, you were**  
 6 **updating them on what had -- what had happened on**  
 7 **June 16th and 17th with the barrier change-out; is that**  
 8 **right?**

9 A. That's right.

10 **Q. Okay. So let me -- go to the second page,**  
 11 **first full paragraph. Actually, second full paragraph.**  
 12 **You say that your crew had to endure a few tense moments**  
 13 **when protesters attempted to provoke reactions and when**  
 14 **someone attempted to interfere with their work.**

15 **What did you mean by that? What were you**  
 16 **describing?**

17 A. So there were a few incidents over the course  
 18 of that day. We had somebody try to climb into the cab  
 19 of a -- of one of our large pieces of construction  
 20 equipment that was move- -- he was moving the ecology  
 21 blocks into place, and the -- a guy -- you know, there  
 22 were a lot of people -- there were people who were  
 23 protesting, and then there were a lot of people up there  
 24 who had sort of other, I would say, mental challenges  
 25 going on. And so this guy was, like, very upset that we

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1 were moving some things around, and he really was -- was  
 2 very concerned.

3 And so I -- I tried to de-escalate the  
 4 situation. I talked to him. I sort of pulled him away  
 5 so our guy could do -- do this work, but he kept coming  
 6 back and sort of eventually tried to climb into the cab.  
 7 We even, like, really got him sort of moved away and  
 8 enabled our crew to do work.

9 And then there was another case where I think  
 10 somebody, like, sort of reached out, trying to hit one  
 11 of our employees, but didn't really -- wasn't successful  
 12 in doing that.

13 **Q. And so you said there were some people with**  
 14 **mental challenges. What were your observations that**  
 15 **lead you to say that?**

16 A. Well, this -- this person in particular, like,  
 17 wasn't, I think, 100 percent lucid or -- or operating on  
 18 the same view of reality that I had, and was sort of  
 19 very concerned about us moving some of the -- the --  
 20 moving things around out there, and just having a tough  
 21 time with -- with -- with reality.

22 **Q. Okay. How about -- how about the person who**  
 23 **tried to hit one of your employees, but failed? What do**  
 24 **you recall about that?**

25 A. You know, I think they were -- they were sort

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1 of yelling at us, saying that we should -- we should --  
 2 we shouldn't be there. We shouldn't be doing this work,  
 3 and then, like, tried to initiate contact, and our  
 4 person just sort of moved away, and -- and that was it.

5 **Q. Did you -- at other times that you were up**  
 6 **there with crews, did you have similar run-ins with**  
 7 **people who were mentally unstable?**

8 A. Yeah, I think some of it was -- was -- yeah, I  
 9 mean, I think, when we were then removing the barriers,  
 10 we made one attempt to remove barriers sort of in the --  
 11 a couple -- really about a week or a little bit more  
 12 than a week later, and -- and really were met with a lot  
 13 of concern and resistance.

14 I think some of those people were very  
 15 committed to the protest movement and some people had  
 16 some mental illness con- -- issues going on with them.

17 **Q. Okay. So let's talk about that. About a week**  
 18 **later, you said you moved in to try to remove barriers**  
 19 **without police support; is that right?**

20 A. Well, we originally -- so I -- the date -- I  
 21 don't have the precise date. I think it was -- started  
 22 around the -- the -- I want to say like the 25th or the  
 23 26th, where we were going to remove barriers.

24 We had police sort of present, but behind our  
 25 staff. They were sort of providing support, sort of

46 (Pages 181 to 184)

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1 if -- if we felt we needed support. We ended up seeing  
2 that resistance from -- from people. We were starting  
3 to fall back and -- and sort of de-conflict and move  
4 away.

5 And then people saw the police and they became  
6 a focal point of some of the -- the protests and  
7 concerns and conflict. So we didn't -- we didn't do  
8 that work without police support, but we weren't -- it  
9 wasn't, I would say, police forward.

10 The police were there in support if we needed  
11 it. And we ended up, you know, needing some -- some  
12 engagement, but really it was in a de-conflicting, sort  
13 of moving away at that point, perspective.

14 **Q. Okay. What was the nature of the resistance**  
15 **that you encountered on this later attempt?**

16 A. So that was when we had people lying down in  
17 front of our construction equipment, lying on top of  
18 barriers and sort of blocking access for us to be able  
19 to remove them. And then crowds forming around us and  
20 sort of shouting down the idea that we would be removing  
21 barriers.

22 **Q. Were there threats of physical violence made by**  
23 **anybody in the crowd?**

24 MR. CRAMER: Objection. Form, foundation.

25 A. Yeah, I don't feel like we were -- I wasn't

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1 very early in the morning, 5:00 or 6:00 a.m. More  
2 people started coming towards -- towards us. And then  
3 once they saw the police there, they -- you know, even  
4 more -- sort of larger crowds started to form. And  
5 people took more -- sort of more of a defensive posture  
6 around some of the barriers in the -- the area that  
7 people had been -- like around the East Precinct.

8 **Q. So what were the -- some of the defensive**  
9 **postures that people in the crowd took?**

10 A. I mean, they were just like, you know -- like  
11 lying down on top of the barriers, trying to block  
12 access and -- and things like that.

13 **Q. Okay. So were they doing anything to try to**  
14 **block access, other than lying down?**

15 A. No, I don't -- I mean, I don't remember them  
16 doing anything other than that.

17 **Q. Okay. You said you went in at 5:00 or**  
18 **6:00 a.m. Why did you choose to go in at 5:00 or**  
19 **6:00 a.m.?**

20 A. That was a time when it was generally quieter.  
21 That was the earliest that we could mobilize our -- our  
22 staff and recognize that this would be a sort of full  
23 department response in terms -- or not full department,  
24 but full -- full crew response in terms of accomplishing  
25 the activities within the course of a day.

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1 concerned that we were actually going to get to a point  
2 of physical violence, and I don't think anybody sort of  
3 said things in a -- in such a threatening way that we  
4 would credibly believe that they were going to do us  
5 harm at that point.

6 If we had proceeded and we had not sort of  
7 de-escalated at that point, it's a little bit hard to  
8 speculate on what -- what would have happened if we had  
9 said, You know what? We're going to do this anyway,  
10 over and above everybody's objections.

11 BY MR. WEAVER:

12 **Q. So I was going to ask you about that. You**  
13 **backed off because you were concerned that there -- it**  
14 **might lead to violence if you continued to try to remove**  
15 **the barriers at that point; is that right?**

16 A. I think that's fair to say, that we didn't want  
17 to get into an escalation of -- of conflict. We wanted  
18 to de-escalate.

19 **Q. Okay. And you said at some point they noticed**  
20 **the police were hanging back behind you at some**  
21 **distance.**

22 **What changed about the crowd when they saw the**  
23 **police?**

24 A. So I think they got a bit more agitated, and  
25 they -- more people started coming -- we started this

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1 And whenever we sort of waited until later  
2 morning or even into the afternoon to sort of start  
3 activities, we would have a hard time having a full  
4 complement of staff available, and we'd have sort of  
5 more people around.

6 And we'd learned that from the installation of  
7 the traffic control plan on June 16th and 17th, we'd  
8 sort of learned it throughout our engagement over the  
9 month of June.

10 **Q. That generally going --**  
11 **(Simultaneous cross-talk.)**

12 BY MR. WEAVER:

13 **Q. That generally going in early in the morning,**  
14 **you were likely to have less of the conflict that you'd**  
15 **have later in the day or in the night; is that right?**

16 A. Right. Right.

17 **Q. So --**

18 A. Also, in the sense of -- just -- you know, just  
19 to clarify that just a little bit, you know, some of  
20 this was also that, when there were fewer people there,  
21 we had a little bit of an easier time communicating with  
22 people that spoke on behalf of the protest organizers;  
23 that, when there were more people there, there were more  
24 people who would sort of step in and say, well, you  
25 didn't talk about this with me. You only talked about

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MR. WEAVER: All right.

THE VIDEOGRAPHER: Going off the record.

The time is approximately 4:25 p.m.

(Recess from 4:25 p.m. to 4:28 p.m.)

THE VIDEOGRAPHER: We are back on the record. The time is approximately 4:28 p.m.

MR. CRAMER: And we do not have any additional questions, but we will -- will reserve signature.

THE VIDEOGRAPHER: Thank you. This concludes today's deposition of Sam -- Samuel Zimbabwe. The time is approximately 4:29 p.m. Going off the record.

(Deposition concluded at 4:29 p.m.)

(Reading and signing was requested pursuant to FRCP Rule 30(e).)

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# CERTIFICATE

STATE OF WASHINGTON  
COUNTY OF PIERCE

I, Cindy M. Koch, a Certified Court Reporter in and for the State of Washington, do hereby certify that the foregoing transcript of the deposition of Samuel Zimbabwe, having been duly sworn, on October 28, 2021, is true and accurate to the best of my knowledge, skill and ability.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 5th day of November, 2021.



CINDY M. KOCH, CCR, RPR, CRR

My commission expires:  
JUNE 9, 2022

60 (Pages 237 to 238)





## ERRATA

**CASE NAME:** Hunters Capital, LLC v. City of Seattle

**DATE TAKEN:** 10/28/2021

**WITNESS:** 30(b)(6) and Individual Deposition of Samuel Zimbabwe

### CORRECTIONS

Page	Line	Now Reads	Should Read
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A handwritten signature in black ink, appearing to be "S. Zimbabwe", written over a horizontal line.

Sam Zimbabwe (Nov 19, 2021 09:23 PST)

Signature of Deponent




## DECLARATION

**CASE NAME:** Hunters Capital, LLC v. City of Seattle

**DATE TAKEN:** 10/28/2021

**WITNESS:** 30(b)(6) and Individual Deposition of Samuel Zimbabwe

I declare under penalty of perjury under the laws of the State of Washington that I have read my within deposition, and the same is true and accurate, save and except for changes and/or corrections, if any, as indicated by me on the ERRATA flyleaf page hereof.

  
Sam Zimbabwe (Nov 19, 2021 09:23 PST)

30(b)(6) and Individual Deposition of Samuel Zimbabwe

Signed on the 19th day of November, 2021.